

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Whitehouse *et al.*

Appl. No.: (to be assigned; U.S. Nat'l

Phase of PCT/US2005/016282)

Int'l Filing Date: May 10, 2005

For: **Prevention of Arterial Restenosis
with Active Vitamin D Compounds**

Confirmation No.: (to be assigned)

Art Unit: (to be assigned)

Examiner: (to be assigned)

Atty. Docket: 2035.0240001/RWE

Information Disclosure Statement

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying IDS Forms are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. Copies of documents FP1-FP3 and NPL1 and NPL2 are submitted. However, in accordance with 37 C.F.R. § 1.98(a)(2), no copies of U.S. patents and patent application publications cited on the attached IDS Forms are submitted.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached IDS Forms based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

The Examiner's attention is directed to the following co-pending U.S. Patent Applications, which are directed to related technical subject matter:

U.S. Application No. 11/298,992, inventor: Cleland, Jeffrey L., filed December 12, 2005.

U.S. Application No. 11/298,931, inventors: Curd, J.G. *et al.*, filed December 12, 2005.

U.S. Application No. 11/298,989, inventors: Curd, J.G. *et al.*, filed December 12, 2005

U.S. Application No. 11/298,927, inventors: Curd, J.G. *et al.*, filed December 12, 2005.

U.S. Application No. 11/482,111, inventors: Curd, J.G. *et al.*, filed July 7, 2006.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

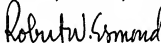
This Information Disclosure Statement is being filed within three months of the date of filing of a national application other than a continued prosecution application. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed IDS Forms, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Robert W. Esmond
Attorney for Applicants
Registration No. 32,893

Date: Aug 15, 2006

1100 New York Avenue, N.W.
Washington, D.C. 20005-3934
(202) 371-2600

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Substitute for form 1449/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Application Number	(to be assigned; U.S. Nat'l Phase of PCT/US2005/0162822)
				Int'l Filing Date	May 10, 2005
				First Named Inventor	Martha J. Whitehouse
				Art Unit	(to be assigned)
				Examiner Name	(to be assigned)
Sheet	1	of	2	Attorney Docket Number	2035.0240001/RWE

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number: Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
/S.B./	US1	4,391,802	07/05/1983	Suda <i>et al.</i>	
/S.B./	US2	4,594,340	06/10/1986	Partridge <i>et al.</i>	
/S.B./	US3	5,304,121	04/19/1994	Sahatjian	
/S.B./	US4	5,795,882	08/18/1998	Bishop <i>et al.</i>	
/S.B./	US5	5,871,437	02/16/1999	Alt, E.	
/S.B./	US6	6,034,079	03/07/2000	Sanberg <i>et al.</i>	
/S.B./	US7	6,087,350	07/11/2000	Johnson <i>et al.</i>	
/S.B./	US8	6,159,142	12/12/2000	Alt, E.	
/S.B./	US9	6,179,789 B1	01/30/2001	Tu <i>et al.</i>	
/S.B./	US10	6,192,271 B1	02/20/2001	Hayman, M.	
/S.B./	US11	6,206,915 B1	03/27/2001	Fagan <i>et al.</i>	
/S.B./	US12	6,218,016 B1	04/17/2001	Tedeschi <i>et al.</i>	
/S.B./	US13	6,203,536 B1	03/20/2001	Berg <i>et al.</i>	
/S.B./	US14	6,248,127 B1	06/19/2001	Shah <i>et al.</i>	
/S.B./	US15	6,299,980 B1	10/09/2001	Shah <i>et al.</i>	
/S.B./	US16	6,335,029 B1	01/01/2002	Kamath <i>et al.</i>	
/S.B./	US17	6,353,756 B2	03/05/2002	Hayman, M.	
/S.B./	US18	6,361,819 B1	03/26/2002	Tedeschi <i>et al.</i>	
/S.B./	US19	6,521,608 B1	02/18/2003	Henner <i>et al.</i>	
/S.B./	US20	6,559,139 B1	05/06/2003	Johnson <i>et al.</i>	

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
/S.B./	FP1	EP 0 701 802 A1	03/20/1996	Medtronic, Inc.	
/S.B./	FP2	EP 0 841 040 A1	05/13/1998	Medtronic, Inc.	
/S.B./	FP3	WO 91/12779 A1	09/05/1991	Medtronic, Inc.	
	FP4				
	FP5				
	FP6				
	FP7				
	FP8				
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				First Named Inventor	Martha J. Whitehouse
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Sheet	2	of	2	Attorney Docket Number	2035.0240001/RWE

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		Number-Kind Code ³ (if known)			
/S.B./	US21	6,589,546 B2	07/08/2003	Kamath <i>et al.</i>	
/S.B./	US22	6,667,173 B2	12/23/2003	Kazlauskas <i>et al.</i>	
/S.B./	US23	6,852,708 B2	02/08/2005	Falk <i>et al.</i>	
/S.B./	US24	6,902,911 B1	06/07/2005	Conklin <i>et al.</i>	
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/S.B./	US28	2003/0176403 A1	09/18/2003	Johnson <i>et al.</i>	
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/S.B./	US31	2005/0009793 A1	01/13/2005	Curd, J.G.	
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/S.B./	US33	2005/0026877 A1	02/03/2005	Chen <i>et al.</i>	
/S.B./	US34	2005/0101576 A1	05/12/2005	Whitehouse <i>et al.</i>	
	US35				
	US36				
	US37				
	US38				
	US39				
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FOREIGN PATENT DOCUMENTS						
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	FP11					
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				Examiner Name	(to be assigned)
Sheet	1	of	1	Attorney Docket Number	2035.0240001/RWE

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published		T ²
/S.B./	NPL1	Evcers, P., "Drug-Eluting Stents: Delivering on Their Promise," <i>Cardiovascular & Blood</i> , pp. 295-297, Drug & Market Development (November 2003)		
/S.B./	NPL2	Regar, E. <i>et al.</i> , "Stent development and local drug delivery," <i>British Medical Bulletin</i> 59:227-248, Oxford University Press (2001).		
	NPL3			
	NPL4			
	NPL5			
	NPL6			
	NPL7			
	NPL8			
	NPL9			

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